

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WISCONSIN**

---

**FLYING J INC.,**

Plaintiff,

**Case No. 08-C-110**

**-vs-**

**J.B. VAN HOLLEN, Attorney General of  
Wisconsin, ROD NILSESTUEN, Secretary of  
the Wisconsin Department of Agriculture,  
Trade and Consumer Protection, each in his  
official capacity,**

Defendants.

---

**ORDER**

---

Based on the Stipulation of the parties,

IT IS HEREBY ORDERED:

1. The Rule 16 Scheduling Conference in this matter shall be adjourned and rescheduled, if necessary, to a date after the pending summary judgment motion (and any cross-motion for summary judgment) are decided;
2. The briefing schedule for summary judgment shall be as follows:
  - a. Defendants shall have until April 28, 2008 to file a combined brief in response to plaintiff's summary judgment brief and in support of any cross-motion for summary judgment;

- b. Plaintiff shall have until May 29, 2008 to file a combined reply brief in support of its motion, and in response to any cross-motion for summary judgment; and
  - c. Defendants shall have until June 13, 2008 to file a reply brief in support of any cross-motion for summary judgment; and
3. The parties shall not be required to hold a Rule 26(f) attorney planning meeting until after summary judgment is decided.

Dated at Milwaukee, Wisconsin, this 7th day of April, 2008.

**SO ORDERED,**

**s/ Rudolph T. Randa**  
**HON. RUDOLPH T. RANDA**  
**Chief Judge**